

UNITED STATES DISTRICT COURT

for the

Eastern District of California

UNITED STATES OF AMERICA

v.

POSTINO ARCEL WARE

Date of Original Judgment: 09/14/2004

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

Case No: 2:03-cr-00186-02-MCE

USM No: 14497-097

Hannah R. Labaree, Assistant Federal Defender

Defendant's Attorney

ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 188 months is reduced to 185 months.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 09/24/2004 shall remain in effect.

IT IS SO ORDERED.

Order Date: 10/22/2015

Effective Date:

(if different from order date)



Judge's signature

MORRISON C. ENGLAND, JR.
CHIEF UNITED STATES DISTRICT JUDGE

Printed name and title